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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Lynn B. Lunsford et al. Art Unit : 1632
Serial No. : 09/909,460 Examiner : Dave Nguyen
Filed : July 18, 2001
Title : MICROPARTICLES FOR DELIVERY OF NUCLEIC ACID

Commissioner for Patents
Washington, D.C. 20231

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RESPONSE TO RESTRICTION REQUIREMENT

In response to the Restriction Requirement dated October 2, 2002, applicants elect the invention of Group I (claims 1-36), drawn to polymeric compositions comprising a polymer microparticle and DNA, and methods of using polymeric compositions to deliver a nucleic acid molecule to a subject. Additionally, applicants traverse the restriction requirement with respect claim to 51. Since claim 51 depends from claim 7 (i.e., of Group I) rather than any of the claims of Group II, applicants believe that claim 51 properly belongs in restriction Group I.

Applicants further make the following species elections.

Claim 8: B/ a DNA encoding a peptide which binds to an MHC class I molecule.

Claim 9: an anionic lipid.

Claim 26: a sequence which trafficks to endoplasmic reticulum.

Applicants have not elected a species from claim 25, as SEQ ID NOS:1-46 recited therein refer to MHC class II associated peptides, and do not appear to be relevant to the elected species "DNA encoding a peptide which binds to an MHC class I molecule" in claim 8.

Claims 1-16, 18-21, 23, 26-36, and 51 read on the elected species.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

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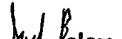
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Attorney Docket No.: 08191-014002

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Respectfully submitted,

Date: November 1, 2002



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